

PATENT APPLICATION

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85296

Atsuo MORI

Appln. No.: 10/518,370

Group Art Unit: 3739

Confirmation No.: 8188

Examiner: Roy Dean Gibson

Filed: December 17, 2004

For:

CATHERTER FOR TOPICAL COOLING AND TOPICAL COOLING DEVICE USING

THE SAME

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for U.S. patents and/or U.S. patent publications, together with a copy of a Supplementary European Search Report and Annex for counterpart European Patent Application No. EP 03 73 3437 wherein the listed documents were cited.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/518,370

Attorney Docket No.: Q85296

The present Information Disclosure Statement is being filed before the mailing date of

the first Office Action on the merits, and therefore no Statement under 37 C.F.R. § 1.97(e) or fee

under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

Respectfully submitted,

SUGHRUE MION, PLLC

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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: August 22, 2006

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STATEMENT UNDER 37 CFR § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

SUGHRUE MION, PLLC

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Substitute for Form 1449 A & B/PTO		Complete if Known			
Substitute for Form 1447 A & B/1 TO		Application Number	10/518,370		
INFORMATION DISCLOSU	RE [Confirmation Number	8188		
STATEMENT BY APPLICAL	NT [Filing Date	December 17, 2004		
ug 2 2 2006 Suse as many sheets as necessary)		First Named Inventor	Atsuo MORI		
	<i>ry)</i> [Art Unit	3739		
<i>.</i>		Examiner Name	Roy Dean Gibson		
reet 1 of 1		Attorney Docket Number	Q85296		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number		Publication Date		
		Number	Kind Code ² (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	
		US 2002/068964	A1	06-06-2002	John D. Dobak	
		US				
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date	Name of Patentee or	
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
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		NON PATENT LITERATURE DOCUMENTS	
Examiner Cite Initials* No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where publishe	
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Examiner Signature	Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ³Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.